

**STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

COMMONWEALTH EDISON COMPANY

Application for a Certificate of Public Convenience and Necessity, pursuant to Section 8-406.1 of the Illinois Public Utilities Act, and an Order pursuant to Section 8-503 of the Illinois Public Utilities Act, to Construct, Operate, and Maintain a new 345 kilovolt transmission line in Ogle, DeKalb, Kane and DuPage Counties, Illinois

Docket 13-0657

**MOTION TO LIMIT TESTIMONY OF ROBERT A. TREADWELL**

Intervenors William Lenschow, Thomas Pienkowski, Kristine Pienkowski, John Tomasiewicz, Jerry Drexler, Kristin Drexler, Robert Mason, Diane Mason, and Ellen Roberts Vogel (the "SKP Group") and Utility Risk Management Corporation ("URMC"), pursuant to 83 Ill. Admin. Code §200.190 and the Notice of Administrative Law Judges' ("ALJs") Ruling dated May 28, 2014, move this Commission to limit the testimony of putative intervenor Robert A. Treadwell ("Treadwell"). In support of the same, SKP Group and URMC state:

1. After business hours on June 16, 2014, Treadwell served his Petition for Leave to Intervene on the service list.<sup>1</sup> See, Exh. A. Treadwell's Petition to Intervene alleges that he resides at, raises livestock at, and raises crops at, 16360 Base Line Road, Genoa, Illinois.

2. A portion of the Kenyon/Deutsch alternative near Treadwell was adopted from ComEd's proposed Primary Poute. See, Exh. B (adapted from SKP Exh. 3.1). Consequently, Treadwell was sent notice of these proceedings in December 2013. Notice of Setting (Dec. 20, 2013); Petition, Exh. D (attached hereto as Exh. B).

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<sup>1</sup> Treadwell's Notice of Filing does not state whether E-docket, US Mail, or courier service was utilized to file his Petition to Intervene, but as of the time of this filing, his Petition does not appear to have been accepted on E-docket.

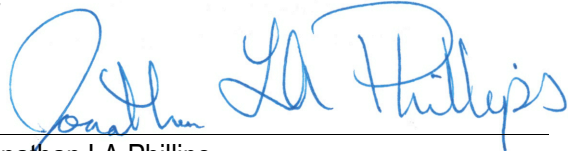
3. The ALJs' Ruling dictates that parties previously noticed are limited to filing "direct testimony on reopening regarding notice." Notice of Admin. Law Judges' Ruling, p. 1 (May 28, 2014). See, Exh. C. Accordingly, Treadwell should be limited to filing testimony that states he received notice of these proceedings in December 2013.

WHEREFORE, the SKP Group and URMIC respectfully request that this Commission Rule that putative intervenor, Robert A. Treadwell, only be allowed to file testimony regarding notice.

June 17, 2014

Respectfully submitted,

William Lenschow, Thomas Pienkowski, Kristine Pienkowski, John Tomasiewicz, Jerry Drexler, Kristin Drexler, Robert Mason, Diane Mason, and Ellen Roberts Vogel (the "SKP Group"), and Utility Risk Management Corporation ("URMC"),  
by



Jonathan LA Phillips  
William M. Shay  
Their attorneys  
Shay Kepple Phillips, Ltd.  
456 Fulton St., Suite 255  
Peoria, IL 61602  
[wshay@skplawyers.com](mailto:wshay@skplawyers.com)  
[jphillips@skplawyers.com](mailto:jphillips@skplawyers.com)  
309.494.6155

**STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

<b>COMMONWEALTH EDISON COMPANY</b>  Application for a Certificate of Public Convenience and Necessity, pursuant to Section 8-406.1 of the Illinois Public Utilities Act, and an Order pursuant to Section 8-503 of the Illinois Public Utilities Act, to Construct, Operate, and maintain a new 345 kilovolt transmission line in Ogle, DeKalb, Kane and DuPage Counties, Illinois	Docket 13-0657
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**PETITION FOR LEAVE TO INTERVENE**

Pursuant to 200.200 of the Rules of Practice of the Illinois Commerce Commission ("Commission"), 83 Ill. Adm. Code 200.00, **Robert A. Treadwell** ("Mr. Treadwell") files this Petition for Leave to Intervene, seeking authority thereby to intervene and participate fully as a party in the above-captioned proceeding and in support thereof, states as follow:

1. On December 2, 2013, Commonwealth Edison Company ("ComEd") filed its Petition seeking both a Certificate of Public Convenience and Necessity to construct, operate, and maintain and electric transmission line ("Transmission Line"), and an Order from the Commission authorizing and directing ComEd to construct the Transmission Line.
2. In the ComEd Petition, and its accompanying prepared written testimony and exhibits, ComEd proposes certain "Primary" and "Alternate" routes.
3. Mr. Treadwell holds title to certain property located at 16360 Base Line Road, Genoa, IL 60135. The property is Mr. Treadwell's primary residence. The property is used to raise livestock and crops for resale and Mr. Treadwell's own use. The Proposed Kenyon/Deutsch alternate route will negatively affect the health and safety of Mr. Treadwell and the enjoyment of the property.
4. Mr. Treadwell's property is adjacent to Kenyon/Deutsch alternate route.
5. Accordingly, Mr. Treadwell is interested in the subject matter of this proceeding and may be affected by any order entered or other relief granted by the Commission.
6. Mr. Treadwell agrees to accept service by electronic means as provided for in 200.1050 of the Commission's Rules of Practice. 83Ill. Adm. Code 200.1050
7. Copies of all pleadings, notices, correspondence, and other documents in this Docket should be sent to:

Robert A. Treadwell  
16360 Base Line Road  
Genoa, IL 60135  
Telephone: (815) 784-6655  
RATreadwell@Foxvalley.net

8. Pending a ruling on this Petition for Leave to Intervene, Mr. Treadwell respectfully requests that the Administrative Law Judge permit them to participate in this proceeding.

WHEREFOR, Robert A. Treadwell respectfully requests leave to intervene and participate as a party in this proceeding.

Dated: June 16, 2014

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "R.A. Treadwell", is written over a horizontal dashed line.

Robert A. Treadwell  
16360 Base Line Road  
Genoa, IL 60135  
RATreadwell@Foxvalley.net  
815-784-6655

**EXHIBIT D**

**List of Land Owners Who May Have an Interest in Land Upon, Across, or Adjacent to  
Which the Proposed Transmission Line Will be Built, Based on County Tax Records**

RICHARD B EBERHART  
COUNTY TAX ID NO: 0404300002  
3281 220TH ST APT B  
MARSHALLTOWN IA 50158

RICHARD J WESTLAKE  
COUNTY TAX ID NO: 0613200008  
17562 PLANK RD  
SYCAMORE IL 60178

RICHARD R & DORIS J KENNAY  
COUNTY TAX ID NO: 0504400005  
8991 S PRAIRIE RD  
ASHTON IL 61006

RICHARD R & DORIS J KENNAY  
COUNTY TAX ID NO: 0504400011  
8991 S PRAIRIE RD  
ASHTON IL 61006

RICHARD S HEATH  
COUNTY TAX ID NO: 0601400010  
17677 BUZZELL RD  
SYCAMORE IL 60178

ROBERT A KUEHL  
COUNTY TAX ID NO: 0406400002  
29154 ESMOND RD  
ESMOND IL 60129

ROBERT A & DONNA J TREADWELL  
COUNTY TAX ID NO: 0602126012  
16360 BASE LINE RD  
GENOA IL 60135

ROBERT E & AVERIL E SCHREIBER  
COUNTY TAX ID NO: 0504400012  
29500 GLIDDEN RD  
KINGSTON IL 60145

ROLAND C HALL  
COUNTY TAX ID NO: 0134400002  
10858 E HOLCOMB RD  
DAVIS JUNCTION IL 61020

ROLAND C HALL  
COUNTY TAX ID NO: 0135300003  
10858 E HOLCOMB RD  
DAVIS JUNCTION IL 61020

ROLAND C HALL  
COUNTY TAX ID NO: 0135400001  
10858 E HOLCOMB RD  
DAVIS JUNCTION IL 61020

ROSCOE A WABEL JR  
COUNTY TAX ID NO: 0503100006  
9434 BASE LINE RD  
KINGSTON IL 60145

RUSSELL L SCHELKOPF  
COUNTY TAX ID NO: 0606300008  
11469 BASE LINE RD  
KINGSTON IL 60145

RUSSELL T & PATRICIA A ANDERSON  
COUNTY TAX ID NO: 0605151004  
13311 BASE LINE RD  
KINGSTON IL 60145

RUSSELL T & PATRICIA A ANDERSON  
COUNTY TAX ID NO: 0605300004  
13311 BASE LINE RD  
KINGSTON IL 60145

RUSSELL T & PATRICIA A ANDERSON  
COUNTY TAX ID NO: 0606251002  
13311 BASE LINE RD  
KINGSTON IL 60145

RUSSELL T & PATRICIA A ANDERSON  
COUNTY TAX ID NO: 0606251003  
13311 BASE LINE RD  
KINGSTON IL 60145

RUSSELL T & PATRICIA A ANDERSON  
COUNTY TAX ID NO: 0606276005  
13311 BASE LINE RD  
KINGSTON IL 60145

RUSSELL T & PATRICIA A ANDERSON  
COUNTY TAX ID NO: 0606277001  
13311 BASE LINE RD  
KINGSTON IL 60145

RUSSELL T & PATRICIA A ANDERSON  
COUNTY TAX ID NO: 0606400009  
13311 BASE LINE RD  
KINGSTON IL 60145

SCOTT MYELLE  
COUNTY TAX ID NO: 0504100006  
8262 BASE LINE RD  
KINGSTON IL 60145

STEVE & LINDA A LYONS  
COUNTY TAX ID NO: 0405100003  
1110 BASE LINE RD  
ESMOND IL 60129

SUSAN J PAYNE  
COUNTY TAX ID NO: 0503300006  
29397 CHURCH RD  
SYCAMORE IL 60178

THOMAS S ALEXANDER  
COUNTY TAX ID NO: 0504300008  
PO BOX 831  
AURORA IL 60507

TIMOTHY R & WILMA C WHITING  
COUNTY TAX ID NO: 0501400002  
11996 BASE LINE RD  
KINGSTON IL 60145

TRUST 1636 DUPAGE NATL BANK  
COUNTY TAX ID NO: 0231300002  
101 MAIN ST  
WEST CHICAGO IL 60185

VULCAN MATERIALS CO  
COUNTY TAX ID NO: 0501400001  
1200 URBAN CENTER DR  
BIRMINGHAM AL 35242

WARREN K NELSON  
COUNTY TAX ID NO: 0131300001  
3330 S MALTA RD  
MALTA IL 60150

WAYNE & LISA LAMB CARLSON  
COUNTY TAX ID NO: 0613200009  
17726 PLANK RD  
SYCAMORE IL 60178

WAYNE L HALL  
COUNTY TAX ID NO: 0506400003  
5635 N FAIR OAK DR  
DAVIS JUNCTION IL 61020



## ILLINOIS COMMERCE COMMISSION

May 28, 2014

Commonwealth Edison Company	:	13-0657
Application for a Certificate of Public	:	
Convenience and Necessity, pursuant to	:	<b>SERVED ELECTRONICALLY</b>
Section 8-406.1 of the Illinois Public	:	
Utilities Act, and an Order pursuant to	:	
Section 8-503 of Illinois Public Utilities	:	
Act, to Construct, Operate and Maintain	:	
a new 345 kilovolt transmission line in Ogle,	:	
DeKalb, Kane and DuPage Counties, Illinois.	:	

NOTICE OF ADMINISTRATIVE LAW JUDGES' RULING

TO ALL PARTIES OF INTEREST:

Notice is hereby given by the Administrative Law Judges that subject to the Reopening of the Record by the Chief Administrative Law Judge, Commonwealth Edison's Voluntary Request to reopen and Supplement the Record is granted pursuant to the following schedule:

- Wednesday, June 18, 2014 – All parties can file direct testimony on reopening regarding notice; parties not previously receiving individual notice can file such testimony on any issue;
- Friday, June 27, 2014 – ComEd can file rebuttal testimony on reopening responding to any direct testimony on reopening, if necessary;
- Tuesday, July 8, 2014 – Staff and Intervenors may file testimony rebutting what ComEd or other intervenors stated in their prior testimony on reopening, if necessary;
- Tuesday, July 15, 2014 – ComEd can file surrebuttal testimony on reopening, if necessary;
- July 23 or 24, 2014 – One-day hearing, if necessary;
- Thursday, August 7, 2014 – Briefs on issues presented in reopening;
- Friday, August 15, 2014 – Reply briefs on issues presented in reopening;
- Thursday, September 4, 2014 – ALJs' Proposed Order on all issues;
- Monday, September 15, 2014 – Briefs on exceptions addressing all issues;
- Tuesday, September 23, 2014 – Reply briefs on exceptions addressing all issues; and
- Friday, October 24, 2014 – Deadline for ICC action.

Notice is also given by the Administrative Law Judges of the following:

Staff's suggested corrections to the transcript from April 16 and April 17, 2014 are adopted;

SKP/URMC Motion to Strike the Out of Time Response filed May 13, 2014 to ComEd's Initial Brief is granted;

SKP/URMC Motion for Attorneys' Fees is denied;

Motion for Leave to file Instant supplemental witness affidavit of URMC witness Rousselle is granted;

School District U-46's Motion to Admit the Direct testimony of Chief Operations Officer King is granted;

City of Elgin's Motion to Admit the Direct Testimony of Mayor Kaptain is granted;

The Petition to Intervene filed May 23, 2014 is granted; and

ComEd's Supplement to the Record as well as Staff's or any Parties' Responses thereto are made part of the record.

Sincerely,

Elizabeth A. Rolando  
Chief Clerk

EAR:lkb  
Administrative Law Judges Hilliard & Jorgenson

cc: Mr. Hanson – Policy  
Ms. Kight-Garlich – Finance

Mr. Rashid – Engineering  
Mr. Stoller – S&R